



#2 ✓

0330

03300

COPY OF PAPER  
ORIGINALLY FILEDPATENTS  
111460.125**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Tillmann et al.

Examiner: Not Yet Assigned

Serial No.: 10/085,440

Group Art Unit: Not Yet Assigned

Filed: February 28, 2002

For: **OPTICAL COMMUNICATION APPARATUS AND METHOD**Assistant Commissioner for Patents  
Washington, D.C. 20231**CERTIFICATE UNDER 37 C.F.R. 1.8(a)**

I hereby certify that this correspondence is being as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231 on the date set forth below.

5/15/02  
DateKlaus Kalin  
Name**INFORMATION DISCLOSURE STATEMENT**

Commissioner:

Applicants are aware of the following publications and information listed on the attached copies of Forms PTO1449, and in accordance with 37 CFR §1.97 hereby submit these copies of Forms PTO 1449 for the Examiner's consideration.

Pursuant to 37 C.F.R. §1.97, Applicants hereby make of record the documents listed on the attached copies of Forms PTO-1449. Copies of all the references listed on the PTO-1449 Form have been cited in the prior application. Therefore, pursuant to 37 C.F.R. § 1.98(d), no copies of the previously cited art are enclosed. This application is a continuation-in-part of 09/228,015, filed January 11, 1999 (abandoned).

It is respectfully requested that the information above be expressly considered during the prosecution of this application and that the publications be made of record therein and appear among the "References Cited" on any patent to issue therefrom. In this regard, it is requested that the Examiner initial and return a copy of the enclosed PTO-1449 Form with the next Patent Office Communication.

This submission does not represent that a search has been made and does not constitute an admission that the listed documents are material to patentability or that the listed documents are prior art. If it should be determined that any of the listed documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

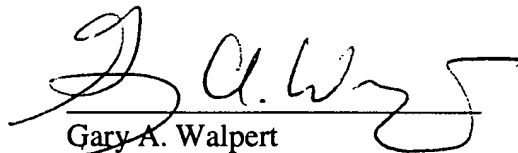
Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

This Information Disclosure Statement is being filed before the mailing date of a first office action on the merits, therefore, no fee is believed due in connection with the filing of this Information Disclosure Statement. In the event a fee is due, please charge the appropriate fee or credit any overpayment to Deposit Account No. 08-0219.

Date:

5/15/02

Respectfully submitted,



Gary A. Walpert  
Registration No. 26,098  
Attorney for Applicants

Hale and Dorr LLP  
60 State Street  
Boston, Massachusetts 02109  
Tel: (617) 526-6000  
Fax: (617) 526-5000